

**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

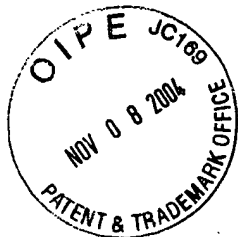
Mr. Andreas Horst Lothar Grubert is hereby given limited recognition under 37 CFR § 10.9(b) as an employee of Baker Botts LLP, to prepare and prosecute patent applications for clients of Baker Botts LLP in which a member of Baker Botts LLP is the attorney of record. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Mr. Andreas Horst Lothar Grubert ceases to lawfully reside in the United States, (ii) Mr. Andreas Horst Lothar Grubert's employment with Baker Botts LLP ceases or is terminated, or (iii) Mr. Andreas Horst Lothar Grubert ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: June 30, 2005**

A handwritten signature in cursive script, reading "Harry I. Moatz", written over a horizontal line.

Harry I. Moatz  
Director of Enrollment and Discipline



## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; that I believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are listed below) of the subject matter which is claimed and for which a patent is sought on the invention or design entitled "**Ethernet Transport Over a Telephone Line**" the specification of which (check one):

\_\_\_\_\_ is attached hereto; or

  x   was filed on March 11, 2004 as

Application Serial No.: 10/797,937

and was amended on \_\_\_\_\_ (if applicable);

that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

<u>Number</u>	<u>Country</u>	<u>Date Filed</u>	<u>Priority Claimed (Yes) (No)</u>
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which became available

between the filing date of the prior application(s) and the national or PCT international filing date of this application:

<u>Application</u> <u>Serial Number</u>	<u>Date</u> <u>Filed</u>	<u>Status</u>
09/322,072	05-27-99	Pending

I hereby appoint the following **at Customer No. 023640**:

Scott F. Partridge	Reg. No. 28,142
Jerry W. Mills	Reg. No. 23,005
Mitchell D. Lukin	Reg. No. 30,772
Bruce W. Slayden II	Reg. No. 33,790
Paul Katz	Reg. No. 35,917
Paul Morico	Reg. No. 35,960
Ronald Chichester	Reg. No. 36,765
R. William Beard, Jr.	Reg. No. 39,903
Ann C. Livingston	Reg. No. 32,479
Thomas R. Felger	Reg. No. 28,842
Roger J. Fulghum	Reg. No. 39,678

all of the firm of Baker Botts L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

Send Correspondence To:  
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Direct Telephone Calls To:  
Andreas H. Grubert  
at (713) 229-1964  
Atty. Docket No. 068758.0179

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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Full name of first inventor

**Avinoam Rubinstain**

Inventor's Signature

\_\_\_\_\_

Date

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Full name of second inventor

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068758.0179

PATENT

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